

INFORMATION SHEET
DETERMINATIONS OF NO JURISDICTION FOR ISOLATED, NON-NAVIGABLE, INTRA-STATE WATERS
RESULTING FROM U.S. SUPREME COURT DECISION IN SOLID WASTE AGENCY OF NORTHERN COOK
COUNTY V. U.S. ARMY CORPS OF ENGINEERS

DISTRICT OFFICE: _____ **MVM-CO-R** _____
FILE NUMBER: _____ **MVM 2004-239** _____

REGULATORY PROJECT MANAGER: **Wuornos** **Date: 04/20/2004**

PROJECT REVIEW/DETERMINATION COMPLETED: **In the office Y (Y/N)** **Date: 04/20/2004**
At the project site Y (Y/N) **Date: 04/16/2004**

PROJECT LOCATION INFORMATION:

State: **Arkansas**
County: **St. Francis**
Center coordinates of site by latitude & longitudinal coordinates: **34.9142 -90.7433**
Approximate size of site/property (including uplands & in acres): **431.9 acres**
Name of waterway or watershed: **Hawkins Creek, and Candy Creek**

SITE CONDITIONS:

Type of aquatic resource ¹	0-1 ac	1-3 ac	3-5 ac	5-10 ac	10-25 ac	25-50 ac	> 50 ac	Linear feet	Unknown
Lake									
River									
Stream									
Dry Wash									
Mudflat									
Sandflat									
Wetlands				X					
Slough									
Prairie pothole									
Wet meadow									
Playa lake									
Vernal pool									
Natural pond									
Other water (identify type)									

¹Check appropriate boxes that best describe type of isolated, non-navigable, intra-state water present and best estimate for size of non-jurisdictional aquatic resource area.

Migratory Bird Rule Factors ¹ :	If Known		If Unknown Use Best Professional Judgment		
	Yes	No	Predicted to Occur	Not Expected to Occur	Not Able To Make Determination
Is or would be used as habitat for birds protected by Migratory Bird Treaties?			X		
Is or would be used as habitat by other migratory birds that cross state lines?			X		
Is or would be used as habitat for endangered species?				X	
Is used to irrigate crops sold in interstate commerce?		X			

¹Check appropriate boxes that best describe potential for applicability of the Migratory Bird Rule to apply to onsite, non-jurisdictional, isolated, non-navigable, intra-state aquatic resource area.

TYPE OF DETERMINATION: **Preliminary X Or Approved __.**

OPTIONAL ADDITIONAL INFORMATION SUPPORTING NJD: There are three isolated wetlands within the project area. All three wetlands are located in agricultural fields. The agricultural fields have no drainage systems running adjacent to the wetlands to provide a connection to other waters of the U.S. Area 2 has approximately 2 acres of isolated wetlands. It has a fence line adjacent to the northern border. The fence line is an upland site and provides no connection to other waters of the U.S. Area 6 has approximately 0.05 acres of isolated wetlands that borders Lee Road 738. This road has no roadside ditch running between it and the wooded areas where the wetlands occur. Area 7 has approximately 3.7 acres of isolated wetland. It is located entirely within an agricultural field with no connections to other waters of the U.S.